

PROCEEDINGS OF THE COMMON COUNCIL
IN REGULAR SESSION,
TUESDAY, APRIL 27, 1961.

CITY OF FORT WAYNE, INDIANA
Journal of the Proceedings
of the Common Council

The Common Council of the City of Fort Wayne met in the Council Chamber Tuesday _____
evening, April 27, A.D., 1961 in Regular _____ Session. President
Phil A. Steigerwald _____ in the chair, and Fuad G. Bonahoom _____ Clerk, at the desk,
present the following members _____ viz:

Adams Dunifon Fay Geake Nuckols Robinson
Rousseau Steigerwald Tipton .

Absent _____ viz: Councilman _____

The minutes of the last regular April 13, 1971 _____ session having been delivered
to the Council, were, on Motion, approved as published.



HAROLD S. ZEIS
Mayor

City of Fort Wayne

COMMUNICATION FROM THE MAYOR

To the Common Council
Fort Wayne, Indiana

Gentlemen and Mrs. Fay:

Today, April 14, 1971, I have approved the following ordinances passed by the Common Council at its regular meeting on April 13, 1971:

(Bill No. Z-71-02-07)

ZONING MAP ORDINANCE NO. Z-143-71

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. CC-2.

(Bill No. S-71-03-11)

SPECIAL ORDINANCE NO. S-665-71

AN ORDINANCE approving bid document Ref. No. 395 with MOTOROLA COMMUNICATION & ELECTRONICS, INC. for Radio Tubes and Vibrators for Department of Communications.

(Bill No. R-71-04-14)

RESOLUTION NO. R-103-71

RESOLUTION authorizing payment for repairs to bridge guard rail on Reed Road.

Respectfully submitted,

Harold S. Zeis
Harold S. Zeis
Mayor.



MADE A MATTER OF RECORD
DATE 4-27-71 BY CLERK OF THE CITY CLERK



BOARD OF PUBLIC SAFETY

City of Fort Wayne

COMMUNICATION FROM BOARD OF PUBLIC SAFETY

April 22, 1971

President of the Common Council
City of Fort Wayne, Indiana

Dear Sir:

Attached herewith are authenticated copies of the Board of Public Safety Regulatory Resolutions number 22-71/D and 23-71/E.

For the purpose of enforcement, please make this communication and the attached Regulatory Resolutions a matter of record and incorporate same into the minutes of the next Common Council Meeting.

Respectfully submitted,

Melvin H. Heckman, Chairman
BOARD OF PUBLIC SAFETY

mb

By: G.W. Bormuth
George W. Bormuth, Exec. Sec'y.



MADE A MATTER OF RECORD
DATE 4-27-71 FUAD G. BONAHOOM, CITY CLERK

RETURN CERTIFICATE

(Regulatory Resolution No. 22-71 /D) & 23-71/E

I hereby certify that I did this 22nd day of
April, 19 71 deliver to each, the City Traffic
Engineer, the Chief of Police, the City Attorney, The City
Clerk and the President of the Common Council of the City
of Fort Wayne, Indiana, respectively, a copy of the within
22-71/D & 23-71/E
Regulatory Resolution No. / of the Board of Public
Safety of the City of Fort Wayne, duly certified by me as
Secretary of said Board, in accordance with the provisions
of Section 20 (a) of Chapter 31, Municipal Code of the City
of Fort Wayne, Indiana 1946, as amended by General Ordin-
nance G-55, adopted FEB. 14, 1961.

J.W. Bennett
J.W.B.

EXECUTIVE SECRETARY

REGULATORY RESOLUTION NO. 22-71 /D

(Adopted April 21, 1971)

WHEREAS, Section 40 (a) (2), Chapter 31, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No. G-55, adopted FEB. 14, 1961, authorizes the Board of Public Safety to make regulations to carry out its delegated authority thereunder; and,

WHEREAS, Section 62 & 121 of said chapter as so amended delegates to this Board authority to designate preferential intersections and restrict parking near hazardous or congested places

; and,

WHEREAS, the City Traffic Engineer has, by written memorandum dated April 20, 1971, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority delegated to this Board by Section 62 & 121 of Chapter 31, Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No G-55 adopted FEB. 14, 1961, it is hereby ordered, effective April 21, 1971, and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

A. No Parking:

1. Warsaw Street - west side - from Oxford St. to 70 ft. south thereof.

B. Preferential Intersection:

1. Waycross Drive - preferential at Frosch Dr.
DELETE
1. Schele Avenue - preferential at Edsall Ave.

REGULATORY RESOLUTION NO.23-71/E

(Adopted April 21, 19 71)

WHEREAS, Section 20(a) (3), Chapter 31, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No.G -55 adopted FEB. 14 1961 authorizes the Board of Public Safety to make experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Experimental Regulation hereinafter ordered, with regard to one hour parking 8:00 A.M. to 6:00 P.M.
and stop intersections

; and,

WHEREAS, the City Traffic : Engineer has, by written memorandum dated April 20, 19 71, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 20 (a) (3) of Chapter 31 of the Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No G -55. adopted FEB. 14, 1961. to make experimental regulations to cover special condi-

tions, it is hereby ordered, effective April 21,

~~196x71~~, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

A. One Hour Parking 8:00 A.M. to 6:00 P.M.:

1. From a point 305 ft. north of Main St. - to - 20 ft. north thereof, thence east from Calhoun St. to Clinton St.
2. From a point 350 ft. north of Main St. - to - 20 ft. north thereof, thence east from Calhoun St. to 175 ft. east thereof.

B. Stop Intersection:

1. Edsall Avenue - STOP - at Schele Ave.
2. Stardale Drive - STOP - at Waycross Dr.
3. Waycross Drive - STOP - at Sundale Dr.
4. Elmdale Drive - STOP - at Waycross Dr.
5. Waycross Drive - STOP - at Homedale Dr.
6. Waycross Drive - STOP - at Oakwood Dr.



City of Fort Wayne

City Plan Commission
William J. Jones, Director
City-County Building
One Main Street
Fort Wayne, Indiana 46802

April 26, 1971

COMMUNICATION FROM CITY PLAN COMMISSION

*The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, Indiana 46802*

Gentlemen and Mrs. Fay:

Attached hereto is a resolution for the vacation of part of Foxford's Addition, Lot 18 in Edsall's Subdivision and a portion of Illinois Road as it abuts the above properties. This resolution was denied by the City Plan Commission at their meeting held April 19, 1971.

Respectfully submitted,

CITY PLAN COMMISSION

*Certified and signed this
26th day of April 1971.*

Mary Ann Haynie
Mary Ann Haynie
Secretary



MADE A MATTER OF RECORD
DATE 4-27-71 FUD G. BONAHOO, CITY CLERK

RESOLUTION

WHEREAS, LASSUS BROS. OIL CO., INC., ARDMORE PLAZA, INC., VILAS SCROGHAM and ALICE C. SCROGHAM have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public street and a subdivision in Allen County, Indiana, to-wit:

South 15 feet of Old Illinois Road as it abuts the following described real estate:

Lots 1, 2, 3, 4, 5 and 11 in Foxford's Addition to the City of Fort Wayne according to the recorded plat thereof; Also, Lot 18 in Edsall's Subdivision of Lagro Reserve in Township 30 North, Range 12 East, Allen County, Indiana, as recorded in Deed Record 30 at page 160 in the records in the office of the Recorder of Allen County, Indiana, lying north of the Upper Huntington Road, excepting those portions hereuntofore conveyed,

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947 of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana, Ind. Ann. Stat. § 53-744 (Burns 1964 Repl. Ed.); and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and,

WHEREAS, said public hearing was held on April 19, 1971, at 7:30 o'clock p.m., and at such hearing, there were objections of the character which should prevent the vacation of said above-described street and subdivision;

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public street and subdivision hereinbefore described does not conform to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana;

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public street and the subdivision hereinbefore described be and the same are hereby denied;

BE IT FINALLY RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of streets and subdivisions in Allen County, Indiana.

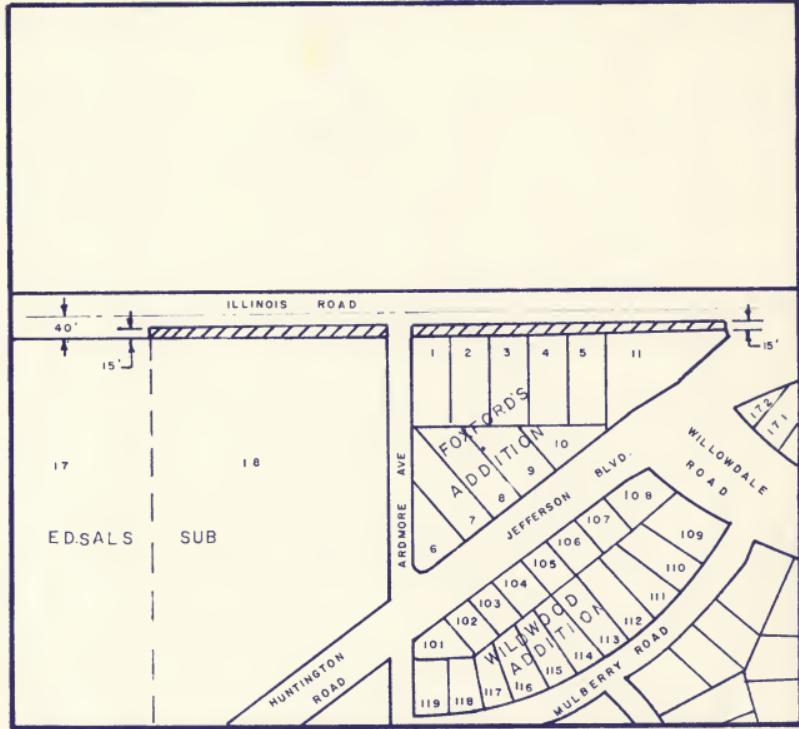
STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

I, Arthur C. Richard, President of the Fort Wayne City Plan Commission, do hereby certify that the above is a full, true and exact copy of a resolution adopted by the Fort Wayne City Plan Commission following a public hearing of said Commission held April 19, 1971, and as the same appears of record in the official records of said Plan Commission.

Dated the 20th day of April 1971.



Arthur C. Richard, President
Fort Wayne City Plan Commission



PORTION OF STREET TO BE VACATED



City of Fort Wayne

CITY PLAN COMMISSION
XXXXXX
City-County Building
One Main Street
Fort Wayne, Indiana 46802

April 20, 1971

COMMUNICATION FROM CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
City-County Building
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Fay:

Bruce Hayes

Attached hereto is a resolution for the vacation of street light easements in Parkview Addition along with a recommendation of the City Plan Commission on an ordinance concerning the amendment of the Zoning Ordinance (General Ordinance Number 2836, amending Chapter 36 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinance is designated as:

Bill No. Z-69-02-07

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this
20th day of April 1971.

Mary Ann Hayes
Mary Ann Hayes
Secretary



MADE A MATTER OF RECORD
DATE 4-27-71 SWAD G. BONAHOOH, CITY CLERK

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on February 11, 1969, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-69-02-07; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

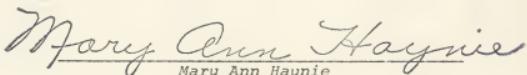
WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on January 18, 1971;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby return said ordinance to the Common Council of the City of Fort Wayne with no recommendation;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held April 19, 1971.

Certified and signed this
20th day of April 1971.


Mary Ann Haynie
Secretary

RESOLUTION

WHEREAS, Bohde Realty, Inc., an Indiana Corporation, by its President and Secretary, have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public street light easements in Allen County, Indiana, to-wit:

The East 3 feet of Lot 1 and the West 3 feet of Lot 2; The East 3 feet of Lot 12 and the West 3 feet of Lot 13; The Southwesterly 3 feet of Lot 38 and the North-easterly 3 feet of Lot 39; The Northeasterly 3 feet of Lot 53 and the Southwesterly 3 feet of Lot 54; and The Northeasterly 3 feet of Lot 60 and the Southwesterly 3 feet of Lot 61; all being in Parkview Addition, Section "A", an Addition to the City of Fort Wayne, according to the recorded Plat thereof, recorded in Plat Record 29, pages 113-115, in the Office of the Recorder of Allen County, Indiana,

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947 of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana, Ind. Ann. Stat. § 53-744 (Burns 1964 Repl. Ed.); and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and,

WHEREAS, said public hearing was held on April 19, 1971, at 7:30 o'clock P.M., and at such hearing there were no objections of any kind of character which should prevent the vacation of said public street light easements;

NOW, THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public street light easements hereinbefore described conforms to the general policy and pattern of development set out in the master plan of the City of Fort Wayne, Indiana; and,

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public street light easements hereinbefore described be and the same is hereby approved; and,

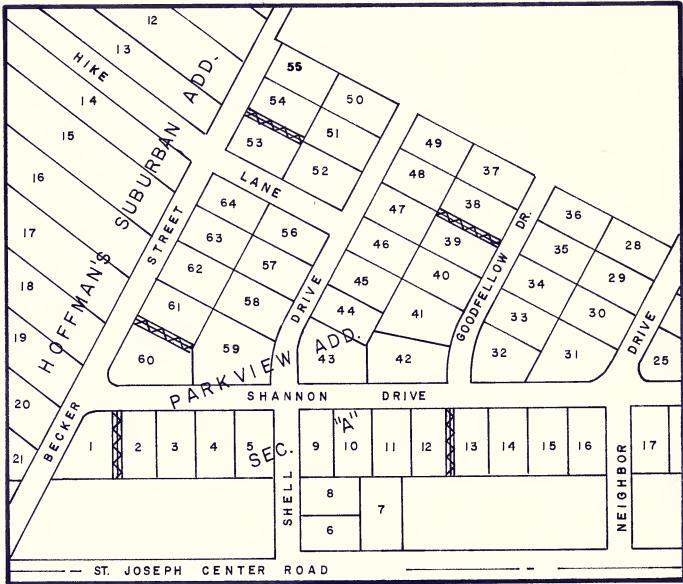
BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of street light easements in Allen County, Indiana.

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

I, Arthur C. Richard, President of the Fort Wayne City Plan Commission, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne City Plan Commission following a public hearing of said Commission held on April 19, 1971, and as the same appears of record in the official records of said Plan Commission.

DATED THE DAY OF , 1971.


Arthur C. Richard
Arthur C. Richard, President
Fort Wayne City Plan Commission



STREET LIGHT EASEMENTS TO
BE VACATED

The Council then adjourned.

CERTIFICATE

I hereby certify that I am the duly elected, acting and incumbent City Clerk of the City of Fort Wayne, Indiana and as such the custodian of the records of the Common Council of said city and that the above and foregoing is the true, full and complete record of the proceedings of the Common Council of the City of Fort Wayne, Indiana for its Regular Session, held on Tuesday, the 27th day of April, 1971; that the numbered ordinances ~~and resolutions~~ shown therein were duly adopted by said Common Council on said date and were presented by me to the Mayor of the City of Fort Wayne and were signed and approved or disapproved by said Mayor as and on the dates shown as to each such ordinance ~~and resolution~~ respectively; and that all such records, proceedings, ~~ordinances and resolutions~~ remain on file and record in my office.

WITNESS my hand and the official seal of the City of Fort Wayne, Indiana, this 27th day of April, 1971.

Fuad G. Bonahoom
City Clerk

SEAL

HOGG, CHRISTOFF, SNOUFFER & HALLER

ATTORNEYS AT LAW

4000 FORT WAYNE BANK BLDG.

FORT WAYNE INDIANA 46802

ROBERT W. HALLER
CHRISTOPHER W. CHRISTOFF
JOHN J. LEWIS
ROBERT W. LEWIS
ROBERT W. LEWIS

April 29, 1971

Mr. K.
City of Fort Wayne
City-County Building
Fort Wayne, Indiana 46802

RE: Vacation of South 15 feet
of Old Illinois Road

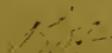
Dear Sir:

Please withdraw the petition for vacation of the captioned parcel, being the south 15 feet of the Old Illinois Road as it abuts Lots 1, 2, 3, 4, 5 and 11 in Foxford's Addition together with a part of Lot 18 in Edsall's Subdivision. This proposed resolution was presented on April 19, 1971, and after a meeting with the Board of Works of the City of Fort Wayne and representatives of the various engineering departments involved, it appears that the same would not be in the best interests of the city at this time.

Accordingly, we request that this matter be withdrawn and that it not be submitted to counsel for approval or disapproval.

Very truly yours,

HOGG, CHRISTOFF, SNOUFFER & HALLER


Robert W. Haller

RWH/100
FORT WAYNE, INDIANA
46802
APR 30 1971
FORT WAYNE, INDIANA